

AMENDED IN SENATE APRIL 30, 2007

AMENDED IN SENATE APRIL 10, 2007

SENATE BILL

No. 161

Introduced by Senator Margett

January 30, 2007

An act to amend Section 1601 of the Public Contract Code, relating to public contracts.

LEGISLATIVE COUNSEL'S DIGEST

SB 161, as amended, Margett. Public works contracts: Internet submissions.

Existing public contract law authorizes public entities to adopt methods and procedures to receive bids on public works or other contracts over the Internet, as specified.

This bill would authorize public entities to receive supporting materials submitted pursuant to a public works contract over the Internet, as specified. This bill would require public entities that receive bids and supporting materials over the Internet to provide an ~~immediate~~ electronic receipt to the contractor *either by immediate transmission or by providing access to the contractor to an electronic file that contains the receipt*, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1601 of the Public Contract Code is
2 amended to read:

1 1601. (a) Any public entity may adopt methods and procedures
2 to do any of the following:

3 (1) Receive bids on public works or other contracts over the
4 Internet, but only if no bid can be opened before the bid deadline
5 and all bids can be verified as authentic.

6 (2) Receive supporting materials submitted pursuant to a public
7 works contract over the Internet. For purposes of this section,
8 “supporting materials” includes, but is not limited to, payment
9 requests, shop drawings, schedules, notices of claims, and certified
10 payrolls.

11 (b) If a public entity allows or requires bids or supporting
12 materials to be submitted over the Internet pursuant to this section,
13 the public entity shall provide ~~for an immediate electronic receipt~~
14 ~~to be transmitted~~ *an electronic receipt* to the contractor showing
15 the date and time the submission was received. *The public entity*
16 *shall provide the electronic receipt to the contractor either by*
17 *immediate transmission to the contractor or by providing the*
18 *contractor access to an electronic file online that contains this*
19 *information and that can be viewed and printed by the contractor.*